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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/925,877	08/09/2001	Catherine Elizabeth Korfanty Sheets	4676	6178

7590 06/09/2004

Carnes, Cona & Dixon
Innovation Park
1673 West Paul Dirac Drive
Tallahassee, FL 32310-3763

EXAMINER

LEROUX, ETIENNE PIERRE

ART UNIT	PAPER NUMBER
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2171

DATE MAILED: 06/09/2004

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Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

09/925,877

Applicant(s)

SHEETS, CATHERINE ELIZABETH
KORFANTY

Examiner

Etienne P LeRoux

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
 - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
 - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
 - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on ____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-5 is/are pending in the application.
- 4a) Of the above claim(s) ____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) ____ is/are allowed.
- 6) ☒ Claim(s) 1-5 is/are rejected.
- 7) ☐ Claim(s) ____ is/are objected to.
- 8) ☐ Claim(s) ____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 09 August 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|--|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. ____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date <u>4</u> . | 6) <input type="checkbox"/> Other: ____ |

Specification:

ABSTRACT:

Applicant is reminded of the proper language and format for an abstract of the disclosure.

The abstract should be in narrative form and generally limited to a single paragraph on a separate sheet within the range of 50 to 150 words. It is important that the abstract not exceed 150 words in length since the space provided for the abstract on the computer tape used by the printer is limited. The form and legal phraseology often used in patent claims, such as "means" and "said," should be avoided. The abstract should describe the disclosure sufficiently to assist readers in deciding whether there is a need for consulting the full patent text for details.

The language should be clear and concise and should not repeat information given in the title. It should avoid using phrases which can be implied, such as, "The disclosure concerns," "The disclosure defined by this invention," "The disclosure describes," etc.

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1-5 are rejected under 35 U.S.C. 102(b) as being anticipated by US Pat No 6,016,478 issued to Zhang et al (hereafter Zhang).

Claim 1:

Zhang discloses a coded system for use on a computer and including a journal software package, said coded system comprising:

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- at least one module; a plurality of prompts in the form of questions and an entering device for enabling a user to answer said questions [Figs 5A-G and col 11, line 5 - col 12, line 10]
- said plurality of prompts is directed to a specific category and will aid an individual to organize entered data [Figs 5A-G and col 11, line 5 - col 12, line 10]
- said questions provide input of needs, relationship, demographically information, preferences, strengths and pertinent information of said individual and said questions are to be answered by said individual [Figs 5A-G and col 11, line 5 - col 12, line 10]
- said at least one module is computer code and is coupled to an existing journal software package [Figs 5A-G and col 11, line 5 - col 12, line 10]
- an entering device for entering answers from said questions into said computer and provides data for a data base and said data base is used by said computer code of said at least one module [Figs 5A-G and col 11, line 5 - col 12, line 10]
- said at least one module interprets, processes and analyzes said data for organizing said data and links to said journal for enabling appropriate output [

Claim 2:

Zhang discloses wherein at least two modules are provided and each module includes a separate set of prompts containing questions geared to a particular category, each module being a separate computer code and a user can select which module to active [Fig 5C].

Claim 3:

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Zhang discloses wherein a security system is included for enabling a user to correctly input in a code for accessing said coded system and said security system and said at least one module form a controlling station [Fig 5C]

Claim 4:

Zhang discloses wherein each of said at least one module includes prompts, which will enable advance-planning capability [col 11, lines 5-15]

Claim 5:

Zhang discloses wherein each of said at least one module includes the capability of calculating a specific date for alerting a user to do a specific task prior to a specific event [Fig 5H].

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure:

- 1) US Pat No. 6,369,840 issued to Barnett et al discloses generating and displaying a calendar containing user-selected events from user-selected categories,
- 2) US Pat No. 6,466,236 issued to Pivowar et al discloses a portable handheld personal digital assistant for simultaneously displaying multiple calendars.

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Any inquiry concerning this communication or earlier communications from the examiner should be directed to Etienne LeRoux whose telephone number is (703) 305-0620.

The examiner can normally be reached on Monday – Friday from 8:00 AM to 4:30 PM.

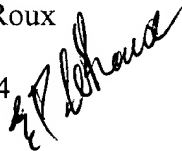
If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Safet Metjahic, can be reached on (703) 308-1436.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

Patent related correspondence can be forwarded via the following FAX number (703) 872-9306

Etienne LeRoux

June 4, 2004

A handwritten signature in black ink, appearing to read 'Etienne LeRoux', is written over the typed name and date.